

CASE LS/93-23017/A/PCT

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Lynn Girolamo  
Type or print name

Lynn Girolamo  
Signature

12/19/06  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF

Group Art Unit:

PAUL ADRIAAN VAN DER SCHAAF ET AL

Examiner:

INTERNATIONAL APPLICATION NO. PCT/EP 05/050362

FILED: JANUARY 28, 2005

FOR: CRYSTALLINE FORMS OF ZOLMITRIPTAN

U.S. APPLICATION NO: 10/588,176

35 USC 371 DATE: AUGUST 2, 2006

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 CFR 1.56, Applicants wish to call the Examiner's attention to the references cited on the attached PTO-1449 forms. A copy of the International Search Report was supplied, when this application entered the U.S. national phase.

The International Search Report indicates that U.S. 5,466,699 and U.S. 5,863,935 are substantively cumulative English language counterparts of WO 91/18897 and U.S. 6,084,103 and U.S. 6,160,123 are substantively cumulative English language counterparts of WO 97/06162.

Copies of the non-U.S. references and articles/journals are enclosed herewith.

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 forms.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'TAS', with a long horizontal flourish extending to the right.

Tyler A. Stevenson  
Agent for Applicants  
Reg. No. 46,388

Ciba Specialty Chemicals Corporation  
Patent Department  
540 White Plains Road  
P.O. Box 2005  
Tarrytown, NY 10591-9005  
(914) 785-7127  
TAS/lg  
Encls.: PTO 1449 Forms and 3 Refs.  
Date: December 19, 2006

FORM PTO-1449

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

(Use several sheets if necessary)

Docket Number (Optional)  
LS/93-23017/A/PCTApplication Number  
10/588,176Applicant  
PAUL ADRIAAN VAN DER SCHAAF ET ALFiling Date  
AUGUST 2, 2006

Group Art Unit

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2006/0241167	10/06	Van Der Schaaf et al.	514	415	
	2006/0142582	6/06	Van Der Schaaf et al.	546	177	
	2005/0107359	5/05	Van Der Schaaf et al.	514	212.07	
	6,696,479	2/04	Van Der Schaaf et al.	514	410	
	6,906,087	6/05	Van Der Schaaf et al.	514	336	
	7,045,661	5/06	Van Der Schaaf et al.	564	336	
	6,939,992	9/05	Van Der Schaaf et al.	564	308	
	6,872,853	3/05	Van Der Schaaf et al.	564	308	
	2005/0119351	6/05	Van Der Schaaf et al.	514	657	
	2005/0197404	9/05	Van Der Schaaf et al.	514	657	
	5,466,699	11/95	Robertson et al.	514	323	

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	2004/014901	2/04	PCT/World				

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

	Robert C. Glen et al., Journal of Medicinal Chemistry, Vol. 38, No. 18, pgs. 3566-3580, (1995).
	J. Ngo et al., Drugs of the Future, 22(3), pgs. 260-269, (1997).

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

FORM PTO-1449

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

(Use several sheets if necessary)

Docket Number (Optional)  
LS/93-23017/A/PCTApplication Number  
10/588,176Applicant  
PAUL ADRIAAN VAN DER SCHAAF ET ALFiling Date  
AUGUST 2, 2006

Group Art Unit

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,863,935	1/99	Robertson et al.	514	414	
	6,084,103	7/00	Patel	548	229	
	6,160,123	12/00	Patel	548	229	

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.